

THIRD, That under the provisions of said Will the said Charlotte A. Gonso had a life interest ~~therein~~ ^{in said real estate} and the interest of the said Charlotte A. Gonso has terminated she having departed this life on the 12th day of May in the year 1921.

FOURTH, That said Flora V. Gonso Jackson and Ida M. Phleeeger are now seized and possessed of said real estate as joint tenants with the right of survivorship.

FIFTH, That the said real estate is not susceptible of partition without material loss and injury to the parties entitled to interests therein as above stated, and that, in order to make division of said interests, it will be necessary that said real estate be sold, and it would be for the benefit, interest and advantage of all parties to this proceeding that the said real estate be sold, and the proceeds thereof divided amongst the parties according to their several interests.

To the end, therefore,


(1) That a decree may be passed for the sale of the said real estate.

(2) That the proceeds of said sale may be distributed between the parties of this cause according to their respective rights and interests.

(3) That your orator may have such other and further relief as his case may require.

May it please your Honor to grant unto your orator, the writ of subpoena directed to the Sheriff of Frederick County against the said Ida M. Phleeeger and Harry E. Phleeeger, her husband, commanding them and each of them to be and appear in your Honorable Court on some certain day to be therein named to answer the premises and abide by and perform such decree as may be therein passed.

As in duty bound et'c.


Solicitor for Plaintiffs.